

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2008-106594-001 DT

05/01/2008

HON. ROLAND J. STEINLE

CLERK OF THE COURT  
L. Rubalcaba  
Deputy

STATE OF ARIZONA

SUSIE CHARBEL

v.

JOHN C STUART (001)

DAVID M CANTOR

**ORDER ENTERED BY THE COURT**

The Court has reviewed the file, and the Court will clarify the record.

On March 24, 2008 a hearing was held before this Court. The Court had been notified by the Assistant Presiding Criminal Judge that there had been confusion concerning a number of bonds that had been posted on behalf of the defendant. The Court was informed that Attorney, Joseph Chornenky would do an order clarifying the matter.

On the morning of the hearing the Court reviewed the associated paper and found the Order to Supersede and Retire All Previous Bonds and Release Real Party in Interest/Third Party Intervener in the Court's paperwork.

The Court signed the Order mistakenly believing the Order was in fact the Order to Release the bonds posted earlier.

At the hearing it became clear the Order dated March 24, 2008 was not an authentic Order filed by Counsel, but an Order presented to the Court by or on behalf of the defendant.

The Order was not filed. The Court instructed the clerk to seal all of the related paperwork (Petition to Supersede and Retire All Previous Bonds and Release Real Party in Interest/Third Party Intervener, Notary's Certificate of Service, Form 1099-OID, Form 1040-V,

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2008-106594-001 DT

05/01/2008

Letter to Henry M Paulsen, Jr, Secretary of the Treasury, Bond Order for Supersedeas Bond, Supersedeas Bond, Order to Supersede and Retire All Previous Bonds and Release Real Party in Interest/Third Party Intervener) and the Order. Further the clerk was directed not to file the Order.

The documents have been unsealed and have been filed, including the order dated March 24, 2008. The signed Order is now being presented as a valid order. The Court was made aware at a hearing on April 30, 2008, and the Court recused itself in the new cause number (CR2008-006332-001-DT).

Accordingly,

IT IS ORDERED striking the Order dated March 24, 2008.

IT IS FURTHER ORDERED vacating the order dated March 24, 2008.